

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

TUESDAY, FEBRUARY 16, 1988
AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor McColl at 10:06 a.m.

The meeting was recessed by Mayor O'Connor at 11:40 a.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Chairperson Struiksma at 2:08 p.m. with Council Members McColl, McCarty and Mayor O'Connor not present.

The meeting was recessed by Mayor O'Connor at 3:40 p.m. to convene as the Housing Authority. The meeting was reconvened by Mayor O'Connor at 4:58 p.m. with Deputy Mayor McColl not present. Mayor O'Connor adjourned the meeting at 5:28 p.m.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Roberts-present
 - (3) Council Member McColl-present
 - (4) Council Member Pratt-present
 - (5) Council Member Struiksma-present
 - (6) Council Member Henderson-present
 - (7) Council Member McCarty-present
 - (8) Council Member Filner-present
- Clerk-Abdelnour (jb,rb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-10: INVOCATION

Invocation was given by Reverend Lothair Green of San Carlos United Methodist Church.

FILE LOCATION: MINUTES

Feb-16-1988

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member Roberts.

FILE LOCATION: MINUTES

* ITEM-50: (O-88-118) ADOPTED AS ORDINANCE O-17026 (New Series)

Amending Chapter II, Article 6, Division 7, of the San Diego Municipal Code by amending Sections 26.07, 26.07.2 and 26.07.4 relating to the creation and duties of a Commission for Arts and Culture.

(Introduced on 2/2/88. Council voted 9-0.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A174-197.)

CONSENT MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,

Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor

O'Connor-yea.

* ITEM-51:

Four actions relative to dedicating City-owned land as public parks:

(La Jolla, Scripps Miramar Ranch and Pacific Beach

Community Areas. Districts-1, 5 and 6. Introduced on

2/2/88. Council voted 9-0.)

Subitem-A: (O-88-119) ADOPTED AS ORDINANCE O-17027 (New Series)

Setting aside and dedicating a portion of Pueblo Lot 1324 of the Pueblo Lands of San Diego for a public park.

Subitem-B: (O-88-120) ADOPTED AS ORDINANCE O-17028 (New Series)

Setting aside and dedicating a portion of Section 5,

Township 15 South, Range 2 West, San Bernardino Base and Meridian for a public park.

Subitem-C: (O-88-121) ADOPTED AS ORDINANCE O-17029 (New Series)

Setting aside and dedicating Lot 473 of Scripps Ranch Unit 6 per Map-7520 for a public park.

Subitem-D: (O-88-122) ADOPTED AS ORDINANCE O-17030 (New Series)

Setting aside and dedicating a portion of acre Lot 75 of Pacific Beach, Map-854, and portions of Pueblo Lot 1798 of the Pueblo Lands of San Diego for a public park.

FILE LOCATION:

Subitem A: Deed-F4354;

Subitem B: Deed
F-4355;

Subitem C: Deed F-4356; D: F-4357
Deed FY 88-4

COUNCIL ACTION: (Tape location: A174-197.)

CONSENT MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,

Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-100: (R-88-1500) ADOPTED AS RESOLUTION R-270340

Awarding a contract to Diatec Polymers to execute a contract for the purchase of polymer for sludge dewatering, as may be required for a period of one year beginning March 1, 1988 through February 28, 1989, for an estimated cost of \$95,850, including tax, with options to renew the contract for two additional one-year periods, with price escalation not to exceed 15 percent of the bid price. (BID-9372)

FILE LOCATION: MEET CONT FY 88-1

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-101: (R-88-1497) ADOPTED AS RESOLUTION R-270341

Awarding a contract to Great Western Chemical Company for the purchase of approximately 313 tons of anthracite filter media for a total cost of \$89,396.26, including tax, pallet and bag deposits, plus an additional 10 percent contingency charge for an allowable 10 percent overshipment.

(BID-9326)

Aud. Cert. 8800711.

FILE LOCATION: MEET CONT FY 88-1

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-102: (R-88-1496) ADOPTED AS RESOLUTION R-270342
19880216

Inviting bids for the construction of the Rancho Bernardo Community Park - Phase II on Work Order No. 118741; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to transfer \$1,309,101 from the Rancho Bernardo Park Development Fund No. 39086, \$21,256 from PSD Fund No. 11100, \$17,370 from PSD Fund No. 12100, \$2,153 from PSD Fund No. 12102, \$1,055 from PSD Fund No. 12106, and \$6,686 from PSD Fund No. 12107 to CIP-29-575, Rancho Bernardo Community Park - Development, Phase II; authorizing the expenditure of an amount not to exceed \$2,286,246 from CIP-29-575, Rancho Bernardo Community Park - Development, Phase II, various park fee funds, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-9514)

(Rancho Bernardo Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The project is the second of a series of phased developments for the Rancho Bernardo Community Park located on West Bernardo Drive in the Rancho Bernardo community. The first phase, completed in 1982, developed the easterly half of the park with the multi-purpose ballfield complex and two parking lots. This project provides facilities on the westerly half of the park consisting of: a six court lighted tennis complex; two lawn bowling greens; two multi-purpose courts; and entrance road and off-street parking for approximately 180 cars; a gazebo; a tiny tots play area; and

sports lighting of one baseball field. In addition, this project also provides security lighting throughout the park, a second comfort station, and miscellaneous landscaping, all in accordance with the General Development Plan for this park. Aud. Cert. 8800678.

FILE LOCATION: W.O. 118741 CONT - L.R. Hubbard
Construction Company, Inc. CONTFY88-1

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-103:

Two actions relative to the final subdivision map of Mesa Summit Unit No. 6, a 49-lot subdivision located northwesterly of I-15 and Mira Mesa Boulevard: (Mira Mesa Community Area. District-5.)

Subitem-A: (R-88-1570) ADOPTED AS RESOLUTION R-270343

Authorizing the execution of a Subdivision Improvement Agreement with Pardee Construction Company for the installation and completion of public improvements.

Subitem-B: (R-88-1569) ADOPTED AS RESOLUTION R-270344

Approving the final map.

FILE LOCATION:

Subitems A and B: SUBD - MESA SUMMIT UNIT
NO. 6 CONT FY 88-1

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-104: (R-88-1583) ADOPTED AS RESOLUTION R-270345

Resolution of Intention to acquire approximately 0.7 acres of Goldfinch Canyon Extension for the San Diego Open Space Park Facilities District No. 1. (Uptown Community Area. District-2.)

CITY MANAGER SUPPORTING INFORMATION: At a September 22, 1987 public hearing, Council directed the acquisition of 14.8 acres

in Goldfinch Canyon for open space. During that hearing Council further directed that we pursue adding four additional parcels, with funding to be provided by reprogramming funds from other Uptown area parcels that were removed from acquisition plans. These four parcels, totalling 0.7 acres, are located north of Lewis Street between Goldfinch and Falcon Streets. On November 16, 1987 Council approved an acquisition plan and funds for appraisal of these parcels. This request is for \$300,000 to purchase these parcels at fair market value plus funds to cover title, escrow and other miscellaneous costs.

Aud. Cert. 8800697.

FILE LOCATION: STRT OS-30

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-105:

Two actions relative to a sewer easement exchange:
(University City Community Area. District-1.)

Subitem-A: (R-88-1556) ADOPTED AS RESOLUTION R-270346

Approving the acceptance by the City Manager of that deed of Ahmanson Developments, Inc. conveying to the City a sewer easement in a portion of Lot 2, Map-11500, and in a portion of Parcel 2 of Parcel Map PM-9470; authorizing the execution of a quitclaim deed, quitclaiming to Ahmanson Development, Inc., all the City's right, title and interest in the above sewer easement.

Subitem-B: (R-88-1557) ADOPTED AS RESOLUTION R-270347

Setting aside for sewer easement purposes a portion of City-owned Lot 1 of Revisionary Map of Northeast University City Unit No. 1, Map-11500.

FILE LOCATION:

Subitem A: DEED F-4358;

Subitem B: DEED

F-4359 DEEDFY88-2

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-106: (R-88-1440) ADOPTED AS RESOLUTION R-270348

Authorizing the City Manager to hold a public auction for the sale of Site 9A, a 6,000-square-foot parcel located on the south side of Martin Avenue, west of 35th Street; approving the minimum acceptable bid for the above-described parcel of \$22,000.

(See City Manager Report CMR-88-52. Southeast San Diego Community Area. District-4.)

COMMITTEE ACTION: Reviewed by PFR on 1/27/88. Recommendation to adopt the City Manager's recommendation. Districts 1, 5, 7 and 8 voted yea. District 6 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-107: (R-88-1451) ADOPTED AS RESOLUTION R-270349

Authorizing the City Manager to hold a public auction for the sale of Site 10A, a 9,322-square-foot parcel located on 40th Street, north of Broadway; approving the minimum acceptable bid for the above-described parcel of \$23,500.

(See City Manager Report CMR-88-50. Southeast San Diego Community Area. District-4.)

COMMITTEE ACTION: Reviewed by PFR on 1/27/88. Recommendation to adopt the City Manager's recommendation. Districts 1, 5, 7 and 8 voted yea. District 6 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-108: (R-88-1452) ADOPTED AS RESOLUTION R-270350

Authorizing the City Manager to hold a public auction for the sale of Site 18A, a 4,792-square-foot parcel located at the southeast corner of Epsilon and 43rd Streets; approving

the minimum acceptable bid for the above-described parcel of \$12,000.

(See City Manager Report CMR-88-49. Southeast San Diego Community Area. District-4.)

COMMITTEE ACTION: Reviewed by PFR on 1/27/88. Recommendation to adopt the City Manager's recommendation. Districts 1, 5, 7 and 8 voted yea. District 6 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-109: (R-88-1439) ADOPTED AS RESOLUTION R-270351

Authorizing the City Manager to hold a public auction for the sale of Site 380, a 21,562-square-foot parcel located at 36th Street, south of Hemlock Street; approving the minimum acceptable bid for the above parcel of \$26,000.
(See City Manager Report CMR-88-46. Southeast San Diego Community Area. District-4.)

COMMITTEE ACTION: Reviewed by PFR on 1/27/88. Recommendation to adopt the City Manager's recommendation. Districts 1, 5, 7 and 8 voted yea. District 6 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-110: (R-88-1441) ADOPTED AS RESOLUTION R-270352

Authorizing the City Manager to hold a public auction for the sale of Site 405, being a 3,920-square-foot parcel located on Akins Avenue between 63rd and Stork Streets; approving the minimum acceptable bid for the above parcel of \$10,500.
(See City Manager Report CMR-88-47. Southeast San Diego Community Area. District-4.)

COMMITTEE ACTION: Reviewed by PFR on 1/27/88. Recommendation to adopt the City Manager's recommendation. Districts 1, 5, 7 and 8 voted yea. District 6 not present.
WU-PR-88-090.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-111: (R-88-1438) ADOPTED AS RESOLUTION R-270353

Authorizing the City Manager to hold a public auction for the sale of Site 619, an 8,930-square-foot parcel located at Boulevard Place and Torrey Pines Road; approving the minimum acceptable bid for the above parcel of \$355,000; authorizing the Mayor and City Clerk to execute a Parcel Map to consolidate City-owned land - Parcel 1 of TM-86-0502.

(See City Manager Report CMR-88-45. La Jolla Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 1/27/88. Recommendation to adopt the City Manager's recommendation. Districts 1, 5, 7 and 8 voted yea. District 6 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-112: (R-88-1455) ADOPTED AS RESOLUTION R-270354

Authorizing the City Manager to hold a public auction for the sale of Site 813, a 17,655-square-foot parcel located on the west side of Woodman Street between Madrone and Benson Avenues; approving the minimum acceptable bid for the above parcel of \$30,600.

(See City Manager Report CMR-88-48. Southeast San Diego Community Area. District-4.)

COMMITTEE ACTION: Reviewed by PFR on 1/27/88. Recommendation to adopt the City Manager's recommendation. Districts 1, 5, 7 and 8 voted yea. District 6 not present.

WU-PR-88-089.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-113: (R-88-1454) REFERRED TO PROPERTY AND PLANNING
DEPARTMENTS

Authorizing the City Manager to hold a public auction for
the sale of Site 870, a 31,300-square-foot parcel located
at the northwest corner of Smythe Avenue and Foothill Road;
approving the minimum acceptable bid for the
above-described parcel of \$123,000.

(See City Manager Report CMR-88-51. San Ysidro Community
Area. District-8.)

COMMITTEE ACTION: Reviewed by PFR on 1/27/88. Recommendation
to adopt the City Manager's recommendation. Districts 1, 5, 7
and 8 voted yea. District 6 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A148-172.)

MOTION BY FILNER TO REFER ITEM TO THE PROPERTY AND PLANNING
DEPARTMENTS TO EXAMINE THE POTENTIAL PUBLIC USE OF THIS PROPERTY
AS PART OF THE COMMUNITY PLAN UPDATE. Second by Henderson.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-114: (R-88-1567) ADOPTED AS RESOLUTION R-270355

Excusing Council Member Ed Struiksma from attending the
Council meeting of January 25, 1988 due to personal
illness.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-115: (R-88-1555) ADOPTED AS RESOLUTION R-270356

Authorizing the expenditure of an additional amount not to
exceed \$100,000 from the Building Inspection Department
Enterprise Fund 41300, Account 4118, to pay for contract
plan check services which were authorized by Council
Resolution R-268835.

CITY MANAGER SUPPORTING INFORMATION: This resolution would

authorize the expenditure of \$100,000 from the Building Inspection Department Enterprise Fund to pay for contract structural plan checking services. The City has contracts with 17 private structural engineering firms for structural plan checking services. These services are used to supplement those provided by the Building Inspection Department staff when needed to maintain permit-processing time goals stated in the Building Inspection Department FY 1988 budget. The FY 1988 Building Inspection Department budget included \$150,000 for contract checking purposes. As of this date, nearly all of that budgeted amount has been expended or committed. A significant amount of this budgeted amount was used to process the large amount of plan submittals at the time when the IDO ordinance was adopted. In addition, a number of experienced engineers have left the plan check group. Plan check activity is continuing at a very high level, and it is estimated that an additional \$100,000 may be needed for the balance of this fiscal year to avoid excessive delays in the plan check process.

Aud. Cert. 8800689.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-116: (R-88-1571) ADOPTED AS RESOLUTION R-270357

Authorizing the execution of an agreement with NBS/Lowry, Inc. to provide professional services for a Safety All-Weather Walkway on Lisbon Street; authorizing the expenditure of an amount not to exceed \$10,900 from Capital Outlay Fund 30245, CIP-52-327, Annual Allocation - Safety All-Weather Walkway, for the purpose of providing funds for the above project.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: This annual allocation will construct an all-weather (asphalt concrete) walkway on the north side of Lisbon Street from 69th Street to Keiller Elementary School. At present, there exist no sidewalks to provide safe pedestrian routes for school children. It is proposed to utilize the services of a consultant to design the project since City staff are already fully committed to other projects. Consultants submitted letters of interest and three firms were interviewed in conformance with Council Policy 300-7.

The firm of NBS/Lowry, Inc. was selected and is hereby recommended to Council for this project. If approved, they would be responsible for the preparation of construction drawings, specifications, and construction cost estimate. Aud. Cert. 8800688.

FILE LOCATION: MEET CCONT FY 88-1

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-117: (R-88-1563) ADOPTED AS RESOLUTION R-270358

Authorizing the execution of a three-year Right-of-Entry Permit with Normal Heights Community Development Corporation, which allows the continued use of a City-owned portion of Villa Lot 195 of Normal Heights as a community garden.

(Normal Heights Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: Three years ago, the City Manager issued a permit to the Normal Heights Community Development Corporation to allow that organization to use a 0.36-acre City-owned vacant lot on Adams Avenue as a community garden. The existing permit is expiring and the permittee has requested a renewal. Since the expiring permit is three years old, Council policy requires that Council approval be obtained before the City Manager enters into a new permit. The proposed permit, like the present one, is rent fee, has a term of three years, and requires the permittee to be responsible for the cost of watering and maintaining the premises. CalTrans has expressed an interest in eventually acquiring the subject property for freeway widening, as it is located adjacent to Interstate 15 in the vicinity of 40th Street. Council has previously designated this parcel for negotiated sale to CalTrans. The permittee is aware that the community garden is an interim use and has agreed to the provision in the permit which gives either party the unconditional right to terminate the permit upon 60 days written notice.

FILE LOCATION: LEAS - NORMAL HEIGHTS COMMUNITY DEVELOPMENT CORPORATION LEAS FY 88-1

COUNCIL ACTION: (Tape location: A100-147.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by Filner. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-150:

Two actions relative to stop control installation in the Woodcrest Residential Development in the Penasquitos East Community:

(See City Manager Report CMR-88-56. District-1.)

19880216

Subitem-A: (R-88-1578) ADOPTED AS RESOLUTION R-270359

Requesting the City Manager to install stop controls in the Penasquitos East Community as follows:

1. An all-way stop at Stargaze and Barrymore.
2. An all-way stop at Donaker and La Trucha.
3. An all-way stop at Meadowrun and Stargaze.
4. A stop for eastbound traffic on Donaker at Barrymore.
5. A stop for southbound traffic on El Vestido at Donaker.
6. Stop/yield signs and striping at Donaker/Stargaze intersection.

Subitem-B: (R-88-1595) ADOPTED AS RESOLUTION R-270360

Prohibiting commercial vehicles with a gross vehicle weight of over 10,000 pounds from operating on Carmel Mountain Road near Rancho Penasquitos Boulevard; on Del Mar Heights Road near El Camino Real; and on Carmel Valley Road near El Camino Real, pursuant to the authority delegated to the City under California Vehicle Code Section 35700 et seq., all as more particularly described in City Manager's Report CMR-88-56; authorizing the installation of the necessary signs and markings; declaring that the regulations hereinabove imposed shall become effective upon the installation of such signs.

COMMITTEE ACTION: Initiated by TLU on 1/25/88.

Recommendation to support the installation of stop controls as follows: all-way stop at Stargaze and Barrymore; all-way stop at Donaker and La Trucha; all-way stop at Meadowrun and Stargaze; stop for east bound traffic on Donaker and Barrymore; stop for southbound traffic on El Vestido at Donaker; stop/yield signs and striping at Donaker/Stargaze intersection. Accept the City Manager's recommendations 1, 2 and 3 of City Manager Report CMR-88-56 with the report back

on Item 2 to be February 22, 1988. Districts 1, 2, 4, 5 and 8 voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A231-232.)

MOTION BY McCOLL TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

19880216

ITEM-200: (R-88-1568) CONTINUED TO MARCH 14, 1988

Granting an extension of time to September 16, 1989, to Tigor Title Insurance Company, subdivider, to complete the improvements required in La Jolla Alta Planned Residential Development Unit No. 12.

(La Jolla Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On September 16, 1985, the City entered into an agreement with Tigor Title Insurance Company of California for the construction of public improvements for La Jolla Alta P.R.D. Unit No. 12. The agreement expired on September 16, 1987. The subdivider has requested a time extension to September 16, 1989. It is recommended that the time extension be granted since the improvements to be delayed are not necessary to service adjacent developments or the general public. The time extension is in accordance with Council Policy 600-21.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A033-099)

MOTION BY McCARTY TO CONTINUE TO MARCH 14, 1988, AT THE CITY MANAGER'S REQUEST IN ORDER TO BE PLACED ON THE SAME DOCKET AS UNIT NO. 13. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-201: (R-88-1594) CONTINUED TO FEBRUARY 23, 1988
19880216

(Continued from the meeting of January 25, 1988, Item 201, at Council Member McColl's request, for staff to further review and make necessary changes to the agreement.)
Authorizing the execution of an exclusive negotiation agreement with Odmark Development Co./Oliver McMillan, pursuant to which an acquisition and development agreement

for the Sears site will be created and returned to the City Council for final approval.
(See City Manager Report CMR-88-44. Uptown Community Area. District-2.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A235-570.)

MOTION BY HENDERSON TO CONTINUE ONE WEEK FOR FURTHER NEGOTIATIONS. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea,

ITEM-202: (R-88-1596) ADOPTED AS RESOLUTION R-270361

Authorizing the sale by negotiation of a 0.75-acre parcel, being Parcel 2 of Parcel Map PM-4311 located at 522 West San Ysidro Boulevard for the amount of \$40,000 to Southwestern Community College District, with additional consideration to be the College District's obligation to construct and maintain a community college facility on the site and to not use the site for other than education purposes for 15 years, under the terms and conditions set forth in City Manager Report CMR-88-63; authorizing the Mayor and the City Clerk to execute a grant deed, granting to Southwestern Community College District all that portion of the 0.75-acre parcel located at 522 West San Ysidro Boulevard; declaring that no broker's commission shall be paid by the City on the negotiated sale.
(See City Manager Report CMR-88-63. San Ysidro Community Area. District-8.)

FILE LOCATION: DEED F-4360 DEEDFY88-1

COUNCIL ACTION: (Tape location: B008-B300.)

Motion by Wolfsheimer to continue for two weeks for re-negotiation purposes. Second by McColl. Failed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-nay, Struiksma-nay, Henderson-nay, McCarty-nay, Filner-nay, Mayor O'Connor-yea.

MOTION BY FILNER TO ADOPT. Second by Henderson. Passed by the following vote: Wolfsheimer-nay, Roberts-nay, McColl-nay, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-nay.

ITEM-330:

Two actions relative to the paving and otherwise improving of 55th Street between Imperial Avenue and Santa Margarita Street: (1911 Street Improvement Act) (Southeast San Diego Community Area. District-4.)

Subitem-A: (R-88-1483) ADOPTED AS RESOLUTION R-270362

Considering the protests and confirming the assessment in the matter of paving and otherwise improving 55th Street between Imperial Avenue and Santa Margarita Street, on Assessment Roll No. 4000, under Resolution of Intention R-267829, adopted March 9, 1987.

Subitem-B: (R-88-1484) ADOPTED AS RESOLUTION R-270363

Authorizing the expenditure of not to exceed \$8,204.25 from CIP-58-004.0, Annual Allocation - Miscellaneous Improvements on City Streets, solely and exclusively for the purpose of providing funds for contribution to the assessment district for improvements.

CITY MANAGER SUPPORTING INFORMATION: The Assessment District for the Improvement of 55th Street between Imperial Avenue and Santa Margarita Street was formed by Council on April 7, 1987. Public improvements have now been completed and assessments have been spread based on Council direction that assessments shall not exceed \$50.00 per frontage foot and in proportion to the benefit each parcel receives. Each parcel is being assessed for required driveway work in addition to the \$50.00 per frontage foot. This Public Hearing will confirm the assessments and complete the proceedings for this project.

Aud. Cert. 8800674.

FILE LOCATION: STRT D-2243

COUNCIL ACTION: (Tape location: A580-580.)

The hearing began at 10:47 a.m. and halted at 10:48 a.m.

MOTION BY HENDERSON TO CLOSE THE HEARING AND ADOPT. Second by Struiksmā. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksmā-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-331: (R-88-921) CONTINUED TO MARCH 7, 1988

Designating an area of benefit in North University City and the boundaries thereof, confirming the description of Public Facilities Projects, the Community Financing Plan and Capital Improvement Program with respect to the Public Facilities Projects, the method for apportioning the costs of the Public Facilities Projects among the parcels within the area of benefit and the amount of the Facilities Benefit Assessments charged to each such parcel, the basis and methodology for assessing and levying discretionary automatic annual increase in Facilities Benefit

Assessments, and proceedings thereto, and ordering of proposed Public Facilities Projects in the matter of the North University City Facilities Benefit Assessment Area. (See City Manager Report CMR-87-542. Located on a triangular area north of Rose Canyon between I-5 and I-805. North University City Community Area. District-1.)

FILE LOCATION: STRT FB-1

COUNCIL ACTION: (Tape location: D010-023.)

MOTION BY WOLFSHEIMER TO CONTINUE TO MARCH 7, 1988, AT THE CITY MANAGER'S REQUEST. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-not present, Pratt-yea, Struiksmay-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-not present.

ITEM-332: (R-88-1959) ADOPTED AS RESOLUTION R-270368, GRANTED VARIANCE

(Continued from the meeting of February 2, 1988, Item 337(f), at Paul Robinson's request, to allow the Greater Golden Hill Planning Committee time to review.)
A variance request from the Interim development Ordinance (IDO) to construct 54 condominium units. The subject property is located at the northwest corner of 31st and Broadway and is described as Lots 45 through 48, Map-547. The R-600 zoned site is within the Golden Hill Community Plan. (Case-87-2298) (Non-accelerated) (Dist. 4)
Adoption of a Resolution granting or denying the variance request for Case-87-2298 with appropriate findings to support Council action.

19880216

FILE LOCATION: ZONE IDO Variance Case 87-2298

COUNCIL ACTION: (Tape location: D060-D600.)

Hearing began at 2:13 p.m. and halted at 2:50 p.m.

Deputy Mayor McColl entered at 2:14 p.m.

Council Member McCarty entered at 2:20 p.m.

Testimony in favor by Ken Baldwin, Barry Collins and Connie Collins.

Motion by Pratt to approve staff's recommendation and deny the variance. Motion withdrawn.

MOTION BY PRATT TO CLOSE THE HEARING AND APPROVE THE VARIANCE.

Second by Roberts. Passed by the following vote:

Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea,

Struiksmay-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor

O'Connor-not present.

ITEM-333: (R-88-1958) ADOPTED AS RESOLUTION R-270369, DENIED
VARIANCE

(Continued from the meeting of February 4, 1988, Item 608,
at Council Member Henderson's request, to allow him time to
meet with the Clairemont Mesa Planning Committee to obtain
more information.)

A variance request from the Interim Development Ordinance
(IDO) to construct a 3 unit project (includes proposed
units and existing units). The subject property is located
on Ticonderoga Street and is described as a portion of Lot
21, Eureka Lemon Tract according to Map-753. The R1-5000
zoned site is within the Clairemont Community Plan area.
(Case-87-4003 (Accelerated) (District-6.)

Adoption of a Resolution granting or denying the variance
request for Case-87-4003 with appropriate findings to
support Council action.

19880216

FILE LOCATION: ZONE IDO Variance Case 87-4003

COUNCIL ACTION: (Tape location: D601-E340.)

Hearing began at 2:52 p.m. and halted at 3:15 p.m.

Testimony in favor by Michael Pallamary, Don Gandenberger, Ted
Matranga and Tim Graves.

Testimony in opposition by Richard Krantzman, Karen Jerene and
Ken Holko.

MOTION BY HENDERSON TO CLOSE THE HEARING AND DENY THE VARIANCE.

Second by McCarty. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-334: (O-88-94 Rev. 1) DENIED

(Continued from the meeting of December 1, 1987, Item 340;
Continued from the meeting of January 12, 1988, Item 336,
Trailed from the meeting of February 2, 1988, Item 335;
Continued from the meeting of February 4, 1988, Item 702;
last continued at Council Member Henderson's request, for
information from the City Attorney and to allow Mayor
O'Connor to be present at the hearing.)

Introduction of an Ordinance amending the IDO (Interim
Development Ordinance) by establishing a process and
developing standards for "released projects."

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E341-F110.)

Hearing began at 3:16 p.m. and halted at 3:39 p.m.

Testimony in favor by Allen Haynie.

MOTION BY McCARTY TO APPROVE INTRODUCTION OF THE ORDINANCE.

Second by Struiksma. Failed by the following vote:

Wolfsheimer-nay, Roberts-nay, McColl-nay, Pratt-yea,

Struiksma-yea, Henderson-nay, McCarty-yea, Filner-nay, Mayor

O'Connor-nay.

ITEM-335: (R-88-) CONTINUED TO MARCH 7, 1988

(Continued from the meetings of September 28, 1987, Item 113, January 19, 1988, Item S406, and January 26, 1988, Item S501; last continued at the City Manager's request to allow time to respond to Council Member Struiksma's questions.)

Approving the Public Facilities and Recreation Committee's recommendations on those City-owned sites numbered 455 - Area C, 20 - Area C, 20 - Area D; declaring that the City Council in no way intends to bind itself to utilize the property in accordance with the designation, and the Council specifically intends to be able to change the designation at any time or utilize the property for any purpose determined to be in the best interest of the City at the sole discretion of the Council; declaring that this designation serves simply and exclusively as a tentative guide to the City staff with regard to potential use of vacant City-owned land and that it is the Council's intent that this designation and past designations of this nature have no legal or binding effect whatsoever beyond serving as a tentative guide to such staff.

(See City Manager Report CMR-87-433.)

COMMITTEE ACTION: Reviewed by PFR on 9/9/87. Recommendation to approve the City Manager's recommendations on designations on Sites 455 - Area C, 20 - Area C, 20 - Area D. The Committee referred Site 23A back to the City Manager. Districts 2, 3, 7 and 8 voted yea. District 5 not present.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: D024-045.)

MOTION BY ROBERTS TO CONTINUE TO MARCH 7, 1988, AT THE CITY MANAGER'S REQUEST. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-not present, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-not present, Filner-yea, Mayor O'Connor-not present.

ITEM-S400: APPROVED

(Continued from the meeting of February 8, 1988, Item S410,
at the City Manager's request, for further discussion.)

The matter of Fiscal Year 1989 Budget Priorities.

(See Framework - Planning Guide for Fiscal Year 1989.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: H066-460.)

MOTION BY PRATT TO APPROVE THE CITY MANAGER'S RECOMMENDATION.

Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-not present, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-S401: (R-88-1043) CONTINUED TO MARCH 7, 1988

(Continued from the meetings of January 25, 1988, Item 106,
and February 8, 1988, Item 202; last continued at the City
Manager's request, to get traffic data as requested by
Council Member Henderson.)

Inviting bids for the Construction of a Traffic Signal and
Street Lighting System at Bond Street and Grand Avenue on
Work Order No. 118971; authorizing the execution of a
contract with the lowest responsible and reliable bidder;
authorizing the expenditure of funds not to exceed \$90,200
from Capital Outlay Fund 30245, CIP-61-002, Annual
Allocation - New Traffic Signals, for providing funds for
said project and related costs; authorizing the Auditor and
Comptroller, upon advice from the administering department,
to retain excess budgeted funds, if any, in CIP-61-002,
Annual Allocation - New Traffic Signals. (BID-9470)
(Mission Bay Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: During the City Council
meeting of June 23, 1986, Council voted not to approve funding
of a traffic signal for the intersection of 7th Avenue and
Robinson Avenue (Item 105). Staff has reviewed other traffic
signal candidate intersections to utilize 7th Avenue and
Robinson Avenue Funds. The intersection of Bond Street and
Grand Avenue appears with the highest ranked intersections for
traffic signal installations and based upon safety performance
is recommended for installation of a traffic signal. The
installation will provide for the safe passage of emergency
vehicles, pedestrians and vehicles through this intersection.
Aud. Cert. 8800434.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B353-614.)

MOTION BY HENDERSON TO CONTINUE FOR THREE WEEKS IN ORDER FOR THE CITY MANAGER TO CHECK INTO ALTERNATIVES TO TRAFFIC SIGNALS THAT WOULD PROVIDE SAFE PASSAGE OF VEHICLES AND PEDESTRIANS AT THE INTERSECTION. Second by McCarty. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

ITEM-S402: (R-88-1456) CONTINUED THE EASEMENT PORTION TO
FEBRUARY 23, 1988; REFERRED PLANS TO
PUBLIC FACILITIES AND RECREATION
COMMITTEE

(Continued from the meetings of February 2, 1988, Item 108,
and February 8, 1988, Item S407; last continued at the City
Manager's request, to allow the attorney for the project to
be present.)

Authorizing the execution of a deed conveying to San Diego
Gas and Electric Company an easement for overhead and
underground electrical facilities and appurtenances
affecting City-owned portion of Rancho San Bernardo.

(Lake Hodges Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The Water Utilities
Department has undertaken a project to construct a number of
improvements along the northerly side of Lake Hodges. These
include a rest room, sewer pump station, additional boat
launching ramp, and paving of the parking lot. Council has
previously approved a \$734,000 contract for this project. Of
that amount, the City will be reimbursed for all but about
\$19,000 by the State Department of Boating and Waterways. SDG&E
has requested an easement from the City to extend electrical
service to the new improvements. The electrical installation
will be about half overhead and half underground and will cover
a total area of approximately 6,008 square feet. Installation
costs will be paid partly by SDG&E and partly by the
Council-approved contract. The proposed easement has been
cleared with the Water Utilities Department.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A033-099.)

MOTION BY McCARTY TO CONTINUE THE EASEMENT PORTION TO FEBRUARY
23, 1988, AND REFER THE PLANS FOR LAKE HODGES IMPROVEMENT TO
PUBLIC FACILITIES AND RECREATION COMMITTEE AND RESCHEDULE FOR
COUNCIL AT THE EARLIEST POSSIBLE DATE. Second by Roberts.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S403: (R-88-1467) ADOPTED AS RESOLUTION R-270364

(Continued from the meetings of January 25, 1988, Item S406, and February 8, 1988, Item 203; last continued at Council Member Roberts' request, to meet with the appointee.)

Council confirmation of the appointment by the Mayor of Christine M. Frahm, to serve as a member of the San Diego County Water Authority Board, for a term expiring July 15, 1992, to replace Lawrence Hirsch, whose term has expired. (See the memorandum from Mayor O'Connor dated 1/14/88.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A231-232.)

MOTION BY McCOLL TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S404: (R-88-1553) ADOPTED AS RESOLUTION R-270365

(Continued from the meeting of February 8, 1988, Item 113, at Deputy Mayor McColl's request, due to public testimony by David Ichelson to fully prepare to address the item.)

Authorizing the execution of agreements with Owen Geotechnical Consultants, Ninyo and Moore Geotechnical Consultants and Group Delta Consultants, Inc., for geotechnical consultant services.

CITY MANAGER SUPPORTING INFORMATION: These agreements will provide professional consultant services to review and evaluate grading plans and geotechnical reports submitted for subdivision and permit projects. The agreements with the three selected firms are for calendar years 1988 and 1989 for the maximum amount of \$40,000 per year, per consultant. All the fees for the consultant's services will be paid from work order accounts opened by the developers at the time of plan submittal. The consultants will be used on a rotational and as-needed basis. Similar contracts have been utilized for structural as well as geotechnical services in the past. Letters of interest were solicited from qualified consultants by advertisements appearing in the San Diego Daily Transcript, on September 30, 1987 and November 13, 1987. After reviewing the data submitted by eight firms, the Consultant Nominating Committee recommended all eight

firms for further consideration. Staff then interviewed the eight firms and recommended Owen Geotechnical Consultants, Ninyo and Moore Geotechnical Consultants, and Delta Group Consultants, Inc.

FILE LOCATION: MEET CCONT FY88-3

COUNCIL ACTION: (Tape location: A635-637.)

MOTION BY McCOLL TO ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksmma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S405: (R-88-1459) ADOPTED AS RESOLUTION R-270366

(Continued from the meeting of February 2, 1988, Item 207, and February 8, 1988, Item S408; last continued at the City Manager's request, to develop information for Council Member Henderson.)

Approving Change Order No. 7, dated November 4, 1987, issued in connection with the contract between the City and Hunter Corporation for the Sail Bay Improvements, Phase II Project, amounting to a net increase in the contract price of \$262,027.35, and an extension of time of 123 working days.

(Mission Bay Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: The Sail Bay area is located in the northwest corner of Mission Bay Park. The Sail Bay Improvements Phase II project provides a widened beach and extends storm drain lines in the area between Varona Court on the west and Moorland Drive on the east. Nine bids were received on May 20, 1986. The low bidder, Hunter Corporation, submitted a bid of \$3,346,741. The project has had six previous construction change orders which have added \$131,405.30 to the construction cost. This last change order will increase the construction cost by \$262,027.35 and add 123 days to the contract time. The changes are:

1. Additional grading on Fiesta Island to remove dikes around the disposal area. Cost: \$54,849.95
2. Increase quantity of beach construction material. Quantity used exceeded bid quantity by 78,849 cu. yds.
Cost: \$165,677.40
3. Delete one drain system cleanout.
Decrease Cost by: \$4,200
4. Additional fencing on Fiesta Island to prevent public access to an area unsafe for pedestrian or vehicular traffic.
Cost: \$10,500

5. Extend an existing storm drain 138 feet to a point beyond the edge of the new beach. Cost: \$31,000
 6. Install 42 steps in storm drain system distribution boxes to provide safe access for maintenance and repair.
Cost: \$4,200
 7. Add 123 days to the contract time to accomplish the added work. Total increase: \$262,027.35
- Aud. Cert. 8800655.

FILE LOCATION: CONT - HUNTER CORPORATION CONT FY 88-1

COUNCIL ACTION: (Tape location: A231-232.)

MOTION BY McCOLL TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S406: (R-88-1623Rev.1) ADOPTED AS AMENDED AS RESOLUTION
R-270367

19880216

Authorizing the retention of the law firm of Hetland and Hansen, as Counsel, for certain legal matters involving the U.S. Grant Hotel and increasing the allocation of funds available therefor.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C030-106.)

MOTION BY STRUIKSMA TO ADOPT AS AMENDED WITH FUNDS TO BE TAKEN OUT OF THE LITIGATION FUND RATHER THAN UNALLOCATED FUNDS.

Second by Filner. Passed by the following vote:

Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S407: (O-88-79) INTRODUCED AS AMENDED, TO BE ADOPTED ON
FEBRUARY 29, 1988

(Trailed as Unfinished Business from the meeting of February 2, 1988, Item 339, due to the lack of 5 votes; continued from the meeting of February 9, 1988, Item S409, at Deputy Mayor McColl's request, to review the tapes for February 2, 1988.)

A proposal to amend Chapter X, Article 1, Division 5, of the San Diego Municipal Code relating to Conditional Use Permits for New Research, Development and Demonstration Hazardous Waste Facilities. The amendments would 1) Define

certain terms; 2) Set time limits for processing permit application; and 3) Provide for an initial determination of project consistency with certain City plans and ordinances. (Citywide.)

(Planning Department recommended this matter not be set for public hearing.)

(Reviewed by Public Services and Safety Committee on 11/4/87. Recommendation to approve the attorney's language. Districts 2, 3 and 7 voted yea. Districts 1 and 8 voted nay.)

Today's action is:

Introduction of an Ordinance amending Chapter X of the San Diego Municipal Code.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A297-340.)

Hearing began at 10:20 a.m. and halted at 10:25 a.m.

MOTION BY McCARTY TO INTRODUCE AS AMENDED WITH CHANGES AS IDENTIFIED IN ALTERNATIVE 1 AS PRESENTED BY THE PLANNING DEPARTMENT. Second by Henderson. Passed by the following vote:

Wolfsheimer-nay, Roberts-nay, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-nay, Mayor O'Connor-nay.

NON-DOCKET ITEMS:

None.

PUBLIC COMMENT:

ITEM-PC-1: REFERRED TO THE CITY MANAGER

Mike Murdick had questions regarding the convention center funding.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape Location: C106)

ADJOURNMENT:

By common consent, the meeting was adjourned by Mayor O'Connor at 5:28 p.m. in honor of the memory of Shirley Wade Thomas.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: H498).